



**COLLEGE OF
CHIROPRACTORS
OF BRITISH COLUMBIA**

Our logo represents our five core values:
**transparency, accountability, integrity,
expertise and respect.**

June 26, 2023

Mr. Christopher Bennett

Director, Regulatory Initiatives
Professional Regulation and Oversight
Health Sector Workforce and Beneficiary Services Division
Ministry of Health
PO Box 9649, Stn. Prov. Govt.
Victoria BC V8W 9P4

Dear Mr. Bennett:

Re: Amendment to the CCBC Bylaws

As Registrar of the College of Chiropractors of British Columbia (the "College"), I write on behalf of the College board (the "Board") concerning proposed amendments to the College's bylaws (the "Bylaws").

On June 25, 2023, the Board approved amendments to the Bylaws, subject to filing with the Minister of Health (the "Minister") as required under section 19(3) of the *Health Professions Act* (the "Act") and the notice required under section 19(6.2) of the Act.

Copies of the motion and schedule of the amendments approved by the Board are enclosed with this letter.

The College asks that the Minister consider this letter and enclosed resolution as notice of the proposed amendments in accordance with section 19(6.2) of the Act.

As of the date of this letter, the College has also begun providing notice to the public and other interested stakeholders by

- sending an email to the colleges of the prescribed health professions (copy to the Minister),
- posting on the College website (www.chirobc.com)
 - a copy of the notice,
 - the enclosed resolution, and
 - a clean version of the proposed amended bylaws, and
- making copies of the notice materials available for inspection at the College office.

As I have previously discussed with you, with amalgamation on the horizon in June 2024, the Board is proposing amendments to the Bylaws that will obviate the need to proceed with the Board election which would normally proceed in the fall of this year. In the Board's view, an elections process in the twilight of the College's existence will be of little value, and will take up College time and resources that would be better spent in preparing the College for amalgamation.

There are two aspects to the amendments that the Board is proposing. First, the Bylaws currently provide for a Board that includes eight elected members. However, an elected member recently resigned, leaving the Board with only seven elected members. Under the current Bylaws, this vacancy must be filled as part of "the next scheduled board election". The proposed amendments reduce the required number of elected members from eight to seven, meaning there would be no vacancy to fill and no need to proceed with a Board election this fall.

I note that there are currently seven appointed members on the Board, so with this reduction in elected members, the Board will still be in compliance with the Board composition requirements under s. 17(3) and (4) of the Act.

Second, the Bylaws now provide that the term of office for elected members is three years. Two elected members are coming to the end of their three-year terms, again prompting the need for a Board election this fall. The proposed amendments extend the terms of office of all Board members, with the result that no terms of office will end this fall, and so, there does not need to be a Board election.

The College is aware that other BC health regulators have recently used a similar term extension to maintain Board continuity and manage College

resources more effectively in the months leading up to amalgamation. The College is committed to the success of the Ministry's efforts to reduce the number of regulatory colleges through amalgamation and these amendments will enhance the College's ability to focus on this objective.

While s. 19(6.2)(a)(i) of the Act normally requires a notice period of "at least 3 months before the proposed ... amendment ... is filed with the [M]inister", s. 19(6.2)(a)(ii) provides for the Minister to specify "a shorter period ... as appropriate in the circumstances". After the notice period is over, bylaw amendments must be filed with the Minister before they come into force (unless the Minister disallows the amendments). Taken together, s. 19(3.1) of the Act and s. 3 of the *Health Professions General Regulation* provide for bylaw amendments to come into force 60 days after filing. Although, again, under s. 19(3.2) of the Act, the Minister may declare that a filed bylaw amendment comes into force on an earlier date than would otherwise be required under s. 19(3.1).

Given the College has commenced notice of the proposed amendments on June 26, 2023, the normal periods for notice and filing would result in those amendments coming into force on or about November 25, 2023. Under the current Bylaws, the election date coincides with the date for College's AGM which is actually scheduled for November 25, 2023 this year. Just as important, the first step further to a Board election this fall would be the sending of notice of the election to every registrant who is eligible to vote. Based on the November 25, 2023 election date, this must occur by July 27, 2023. Obviously, to avoid confusion for registrants, it would be preferable to have the proposed amendments in force before that notice must be sent out.

On this basis, the College requests that the Minister specify a shorter period for filing of the proposed amendments and declare that those amendments come into force on an earlier date. To maximize the notice period but still allow sufficient time for the Minister to bring the amendments into force after filing, the College proposes the following as reasonable in the circumstances:

- notice to be given from June 26, 2023 to 4:30 pm on July 20, 2023;
- filing to occur on July 21, 2023;
- with July 26, 2023 as the in-force date.

We look forward to your response to these requests. I am available to schedule a telephone call or videoconference if that would be the most efficient way to consider any comments or questions you may have.

Yours truly,

A handwritten signature in black ink, appearing to read 'Michelle Da Roza', written in a cursive style.

Michelle Da Roza
Registrar